

STATE OF CONNECTICUT
OFFICE OF HEALTH CARE ACCESS

M. JODI RELL
GOVERNOR

CRISTINE A. VOGEL
COMMISSIONER

May 1, 2009

Ms. Karen T. Goyette, Vice President
Administration & Business Development
MidState Medical Center
435 Lewis Avenue
Meriden, CT 06451

RE: Certificate of Need Determination Report Number 09-31337-DTR
MidState Medical Center's relationship with the "Walk-In Center of North Haven"

Dear Ms. Goyette:

On April 28, 2009, the Office of Health Care Access ("OHCA") received your response to OHCA's March 13, 2009 inquiry regarding MidState Medical Center's relationship to the "Walk-In Center of North Haven" at 2 Broadway in North Haven. OHCA has reviewed the information and makes the following findings in this matter:

1. OHCA finds that MidState Medical Center ("MMC" or the "Hospital") is a health care facility or institution as defined in Section 19a-630 of the Connecticut General Statutes ("C.G.S").
2. OHCA finds that MMC's website refers to a new entity called the "Walk-In Center of North Haven". MMC refers to that entity as *"The newest member of MidState Medical Group"*.
3. In response to OHCA's inquiry into MMC's role or relationship to this Walk-In Center, MMC states the following pertinent statements:
 - a. *"The Walk-in Center of North Haven is a physician practice that is owned and operated by MidState Medical Group, PC (MSMG)."*
 - b. *"MSMG is organized as a separate professional corporation which is neither owned nor controlled by MidState Medical Center."*
 - c. *"This location is not included on MidState Medical Center's organizational chart"*.
 - d. *"MSMG bills for it's own services"*
 - e. MSMG *"will provide services at this location that are typical to those provided at a physician based primary care practice"*
 - f. When asked whether these services will be licensed as a facility, the Hospital stated that *"This location is an independent physician practice and is not subject to licensure under State of Connecticut law."*

g. *"The Hospital does not provide any services at this location and no services are billed as provider-based services."* Further, MMC *"does not lease space at this location"* and *"does not own or operate any major medical equipment or radiology equipment at this location."*

4. MidState Medical Group, P.C. is not listed or identified in MidState Medical Center's FY 2008 Annual Filing to OHCA as a subsidiary or affiliate.

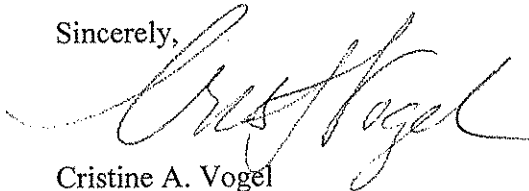
Based on the above findings, OHCA hereby determines the following:

- MidState Medical Center has not established an additional function or service related to the establishment of the Walk-In Center of North Haven, pursuant to Section 19a-638, C.G.S.;
- MidState Medical Center has not incurred a capital expenditure exceeding statutory thresholds related to this location, pursuant to Section 19a-639, C.G.S.
- MidState Medical Group does not appear to be a corporate affiliate or subsidiary of MidState Medical Center and appears to be functioning as a private physician practice rather than a health care facility or institution as it relates to the establishment of the Walk-In Center of North Haven.

Therefore, based on the information provided to OHCA in this matter, OHCA determines that neither MidState Medical Center nor MidState Medical Group are required to seek and obtain Certificate of Need authorization from OHCA pursuant to Section 19a-638 or 19a-639, C.G.S. related to the establishment of the Walk-In Center of North Haven.

Thank you for your cooperation in this inquiry process. If you have any questions related to this letter, please contact Karen Roberts, Compliance Officer at OHCA at (860)418-7001.

Sincerely,



Cristine A. Vogel
Commissioner

CAV/kr

Copy: Rose McLellan, License and Applications Supervisor, DPH